

# ***PRICE AND GESS***

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## **DECLARATION FOR PATENT APPLICATION**

## **AND POWER OF ATTORNEY (UNEXECUTED)**

Inventor(s):   GEORGE M. BERNARD  
                  RONALD R. KELLY

Title:   **MOBILE CONVEYOR SYSTEM AND METHOD FOR MULTIPLE  
          LIFT STACKING**

Attorney Docket No.:   **TER2-BR06**

**EXPRESS MAIL LABEL NO. EL890082339US**

**DATE OF DEPOSIT: January 28, 2002**

## DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **MOBILE CONVEYOR SYSTEM AND METHOD FOR MULTIPLE LIFT STACKING**, the specification of which

(check one) ☒ is attached hereto  
☐ was filed on  
as Application Serial No.  
and was amended on (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status patented, pending, abandoned)
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(Application Serial No.)	(Filing Date)	(Status patented, pending, abandoned)
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I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Joseph W. Price, Reg. No. 25,124; Albin H. Gess, Reg. No. 25,726; Michael J. Moffatt, Reg. No. 39,304; Gordon E. Gray III, Reg. No. 42,602, and Bradley D. Blanche, Reg. No. 38,387 all of the firm Price and Gess, 2100 S.E. Main Street, Suite 250, Irvine, California 92614-6238.

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## DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor George M. Bernard

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence 1084 Winding Oak Drive Citizenship US  
Chula Vista, California 91910

Post Office Address 1084 Winding Oak Drive  
Chula Vista, California 91910

Full name of second inventor Ronald R. Kelly

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence 13932 Carriage Road Citizenship US  
Poway, California 92064

Post Office Address 13932 Carriage Road  
Poway, California 92064

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## **ASSIGNMENT (UNEXECUTED)**

Inventor(s):   GEORGE M. BERNARD  
                  RONALD R. KELLY

Title:   **MOBILE CONVEYOR SYSTEM AND METHOD FOR MULTIPLE  
          LIFT STACKING**

Attorney Docket No.:   **TER2-BR06**

**EXPRESS MAIL LABEL NO. EL890082339US**

**DATE OF DEPOSIT: January 28, 2002**

ASSIGNMENT

WHEREAS, We the undersigned, George M. Bernard, a citizen of the United States, residing at 1084 Winding Oak Drive, Chula Vista, California 91910 and Ronald R. Kelly, a citizen of the United States, residing at 13932 Carriage Road, Poway, California 92064, have invented a new and useful MOBILE CONVEYOR SYSTEM AND METHOD FOR MULTIPLE LIFT STACKING, Attorney Docket No.: TER2-BR06, for which an application for United States Letters Patent was filed on \_\_\_\_\_, and assigned Serial No. \_\_\_\_\_ (to be filled in hereafter); and

WHEREAS, we verily believe ourselves to be the original, first and sole inventors of the invention set forth in said application for Letters Patent and represent that we have not conveyed or hypothecated any right or interest therein; and

WHEREAS, **TERRA NOVA TECHNOLOGIES, INC.**, a California corporation, sometimes hereinafter referred to as "said assignee," having a principal place of business at 435 West Bradley Avenue, Suite A, El Cajon, California 92020 is desirous of acquiring the entire and exclusive right, title and interest in and to said invention, and any and all patent applications which may be filed thereon, and any and all Letters Patent which may be granted or issued therefor in the United State and throughout the world, including any and all divisions, continuations, reissues and extensions of any of the foregoing.

NOW, THEREFORE, in consideration of obligations voluntarily assumed by us and other good and valuable consideration, and for the further consideration of the sum of One Dollar (\$1.00) paid to each of us, receipt of which is hereby acknowledged, we do hereby sell, assign, transfer and set over unto said assignee, its successors and assigns, the entire and exclusive right, title and interest in and to said invention, patent applications and Letters Patents which may be granted or issued for said invention in the United States and throughout the world, including all divisions, continuations, reissues and extensions thereof, and all international priority rights associated therewith, all to be held by us had this assignment not been made; and we hereby authorize and request the Commissioner of Patents and Trademarks of the United States and duly constituted authorities of foreign countries to issue all Letters Patent relating to the foregoing assigned rights to said assignee, its successors and assigns.

We agree that we will at all times keep said assignee advised of our whereabouts; and we will promptly, upon request of said assignee, and without further compensation, but at no out-of-pocket expense to ourselves, do all lawful acts, including the execution of all necessary documents and the giving of testimony that, in the opinion of said assignee, its successors and assigns, may be necessary or desirable for obtaining sustaining, or reissuing United States and foreign Letters Patent relating to the foregoing assigned rights, and for perfecting, affirming, recording, and maintaining the title of said assignee, its successors and assigns thereto; and that we will generally cooperate to the fullest extent in all matters pertaining to said invention and patent and said assignee's title thereto.

IN WITNESS WHEREOF, we have executed this instrument at Buena Park, California on the date indicated adjacent to our names.

Dated: \_\_\_\_\_, 2002 By: \_\_\_\_\_  
George M. Bernard

State of California )  
 )  
County of \_\_\_\_\_ ) ss.

On \_\_\_\_\_, 2002, before me \_\_\_\_\_ personally appeared George M. Bernard ☐ personally known to me or ☐ proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument, the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

\_\_\_\_\_  
Notary Public

Dated: \_\_\_\_\_, 2002

By: \_\_\_\_\_  
Ronald R. Kelly

State of California )

)

ss.

County of \_\_\_\_\_ )

On \_\_\_\_\_, 2002, before me \_\_\_\_\_ personally appeared Ronald R. Kelly ☐ personally known to me or ☐ proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument, the person, or the entity upon behalf of which the person acted, executed the instrument.

**WITNESS** my hand and official seal.

\_\_\_\_\_  
Notary Public